



RECEIVED
MAY 20 2003
TC 1700

MS APPEAL BRIEF - PATENTS
PATENT
0965-0232P

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of Before the Board of Appeals
Toshiro NISHI et al. Appeal No.:
Appl. No.: 09/118,833 Group: 1746
Filed: July 20, 1998 Examiner: J. CREPEAU
Conf.: 9403
For: SOLID ELECTROLYTE TYPE FUEL BATTERY

APPEAL BRIEF TRANSMITTAL FORM

MS APPEAL BRIEF - PATENTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 16, 2003

Sir:

Transmitted herewith is an Appeal Brief (in triplicate) on behalf of the Appellants in connection with the above-identified application.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

A Notice of Appeal was filed on January 16, 2003.

Applicant claims small entity status in accordance with 37 C.F.R. § 1.27

The fee has been calculated as shown below:

- Extension of time fee pursuant to 37 C.F.R. §§ 1.17 and 1.136(a) - \$410.00 2 months (large entity)
- Fee for filing an Appeal Brief - \$320.00 (large entity).
- Check(s) in the amount of \$730.00 is(are) attached.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Marc S. Weiner, #32,181

MSW/REG/jmb
0965-0232P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 04/29/03)